

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KIMBERLY BOTTOMS, on behalf of
herself and all others similarly situated,

Plaintiff,

and

STATE OF WASHINGTON,

Plaintiff-Intervenor,

v.

BLOCK, INC. (F/K/A, SQUARE, INC.)
(D/B/A, CASH APP),

Defendant.

CASE NO. 2:23-cv-01969-MJP

ORDER GRANTING IN PART
STIPULATED MOTION RE:
BRIEFING AND NOTING
SCHEDULE

This matter comes before the Court on the Parties' Stipulated Motion Regarding Briefing and Noting Schedule. (Dkt. No. 52.) Having reviewed the Motion and all supporting materials, the Court GRANTS IN PART the Motion.


On October 23, 2024, Defendant Block Inc. moved for summary judgment on Plaintiff Kimberly Bottoms's individual claims. (Dkt. No. 40.) The Motion includes a constitutional challenge to the Washington Commercial Electronic Mail Act ("CEMA"), RCW 19.190 et seq. (Id.) The Court subsequently certified the constitutional challenge under Fed. R. Civ. P. 5.1(b) and 28 U.S.C. § 2403, and stayed consideration of Defendant's motion "for at least sixty (60) days to allow for the Washington Attorney General to intervene." (Dkt. No. 43.)

The State of Washington has now intervened in this matter for the "limited purpose of defending the constitutionality of [CEMA.]" (Dkt. No. 51.) Therefore, the stay is now lifted and the Parties are ORDERED to submit their responsive briefing according to the following schedule:

Plaintiff's and the State's response briefs due	January 21, 2025
Block's reply briefs due	January 28, 2025
Block's Motion renoted for	January 28, 2025

The clerk is ordered to reset the noting date for Defendant's Motion for Summary Judgment (Dkt. No. 40) to January 28, 2025, and to provide copies of this order to all counsel.

Dated December 31, 2024.



Marsha J. Pechman
United States Senior District Judge